

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: Weers et al. | Group Art Unit: 1617 |
| Application No: 10/751,342 Confirmation No: 7605 | Examiner: Carter, Kendra D |
| Filed: December 31, 2003 | Attorney Docket No: 53311-US-CNT (NK.0190.00) |
| Title: AEROSOLIZABLE PHARMACEUTICAL FORMULATION FOR FUNGAL INFECTION THERAPY | September 28, 2009 San Francisco, California |

RESPONSE TO FINAL OFFICE ACTION

VIA ELECTRONIC FILING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner:

This communication is being filed in response to the Office Action mailed on May 26, 2009 and is being filed within four months thereof with a request for a one-month extension of time.

Certificate of Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300, or electronically submitted via EFS on the date shown below:

By:



Melanie Hitchcock

Date:

September 28, 2009